IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.16083 of 2005

Dated: September 14, 2006

Between:

St. Mary's Christian Educational Society, rep. by its Secretary I. Koteswara Rao, S/o. Moshe, Age: 62 years, R/o. Chebrole, Guntur District.

… Petitioner

And

State of Andhra Pradesh, rep. by its Secretary, School Education, Secretariat Buildings, A.P., Hyderabad, And another.

… Respondents

Order:

This writ petition has been filed questioning the orders dated 14-01-2005 passed by the second respondent rejecting the claim of the petitioner for grant of 'No Objection Certificate', to start a college of education.

2. The subject matter of the writ petition is covered by the provisions of the National Council for Teacher Education Act, 1993 and the regulations made thereunder. As per the old Regulations, obtaining NOC from the State Government for grant of permission to

start a college of teacher education was essential. However, the said Regulations were repealed and new Regulations titled as 'National Council for Teacher Education Regulations' came into force with effect from 13-01-2006.

3. As per the new Regulations, obtaining NOC for grant of permission to start a college for teacher education is not necessary and straightaway an application can be made to the competent authority, i.e. the Council constituted under the Act, seeking permission. In that view of the matter, the relief sought for in the writ petition cannot be granted at this stage.

4. In the circumstances, the writ petition is disposed of keeping it open to the petitioner to file an application to the competent authority, for grant of permission as per the new Regulations. No order as to costs.

JUSTICE R. SUBHASH REDDY.

September 14, 2006
MRR